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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
09/465,690	12/17/1999	PAUL H. LEAMON	4889:62	9186

7590 06/30/2003

ATTEN: GREGORY W. CARR  
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670 FOUNDERS SQUARE  
900 JACKSON STREET  
DALLAS, TX 75202

EXAMINER

BOYCE, ANDRE D

ART UNIT	PAPER NUMBER
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3623

DATE MAILED: 06/30/2003

Please find below and/or attached an Office communication concerning this application or proceeding.

# **Interview Summary**

Application No.

09/465,690

Applicant(s)

LEAMON ET AL.

Examiner

Andre Boyce

Art Unit

3623

All participants (applicant, applicant's representative, PTO personnel):

(1) Andre Boyce.

(3) Ahram Suh.

(2) Tariq Hafiz.

(4) Paul Leamon.

Date of Interview: 25 June 2003.

Type: a) ☒ Telephonic b) ☐ Video Conference

c) ☐ Personal [copy given to: 1) ☐ applicant 2) ☐ applicant's representative]

Exhibit shown or demonstration conducted: d) ☐ Yes e) ☒ No.

If Yes, brief description: \_\_\_\_\_.

Claim(s) discussed: 1-18.

Identification of prior art discussed: Crockett et al (USPN 6044355) and Gabriner et al (USPN 5848403).

Agreement with respect to the claims f) ☐ was reached. g) ☒ was not reached. h) ☐ N/A.

Substance of Interview including description of the general nature of what was agreed to if an agreement was reached, or any other comments: See Continuation Sheet.

(A fuller description, if necessary, and a copy of the amendments which the examiner agreed would render the claims allowable, if available, must be attached. Also, where no copy of the amendments that would render the claims allowable is available, a summary thereof must be attached.)

THE FORMAL WRITTEN REPLY TO THE LAST OFFICE ACTION MUST INCLUDE THE SUBSTANCE OF THE INTERVIEW. (See MPEP Section 713.04). If a reply to the last Office action has already been filed, APPLICANT IS GIVEN ONE MONTH FROM THIS INTERVIEW DATE TO FILE A STATEMENT OF THE SUBSTANCE OF THE INTERVIEW. See Summary of Record of Interview requirements on reverse side or on attached sheet.

Examiner Note: You must sign this form unless it is an Attachment to a signed Office action.

  
Examiner's signature, if required

Continuation of Substance of Interview including description of the general nature of what was agreed to if an agreement was reached, or any other comments: Discussed the rejections to claims 1-9 under 35 USC 101. After reviewing the proposed amendment, Examiner Boyce and Mr. Hafiz suggested additional language including "...automatically assigning..." and "...by one or more electronic processing devices.", in order to overcome the rejection. The rejection to claims 1, 7-10, and 16-18 under 35 USC 103 was also discussed. With respect to claim 1, Applicant discussed Crockett et al's alleged failure to teach or suggest "...for each factor, determining a difference value between a plurality of schedules and each agent's preference for that factor...". With further respect to claim 1, Applicant also discussed Gabriner et al's alleged failure to teach or suggest the forth, fifth, and sixth elements of the claim, including a discussion of the soft versus hard constraints disclosed by Gariner et al. Examiner Boyce and Mr. Hafiz indicated that a thorough review of Applicant's arguments with respect to the rejections under 35 USC 103, and an updated search would need to be completed upon receipt of Applicant's official amendment, and that no judgement of persuasiveness of the arguments could be made at this point.